



Punjab Government Gazette

EXTRAORDINARY

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GOVERNMENT OF PUNJAB
DEPARTMENT OF WATER RESOURCES, MINES AND GEOLOGY
(WORKS BRANCH)

NOTIFICATION

The 2nd January, 2023

Memo No. 2/12/2021-IW2/1.-

- 1.0 A number of cases involving disputes relating to usage of canal water by the farmers and land owners, whose land is irrigable through canals and water courses are pending disposal with various authorities exercising powers under the Northern India Canal and Drainage Act, 1873 and Rules framed thereunder, namely, the Northern India Canal and Drainage Rules, 1878 since a long time. Due to non-disposal of such cases in a time bound manner, the farmers and land owners are suffering adversely. Therefore, in order to achieve objective of expeditious disposal of such cases in a time bound manner, in exercising the powers conferred under Section 3 of the Northern India Canal and Drainage Act, 1873, the Governor of Punjab is pleased to appoint concerned Sub Divisional Officer Canal as Collector for the purpose of exercising powers under Rule 32 and 33 of the Northern India Canal and Drainage Rules, 1878.
- 2.0 Any individual aggrieved by the decision of Sub Divisional Officer exercising powers of Collector in the aforesaid matters, may prefer appeal within a period of thirty days from the date of passing of the Order before the concerned Executive Engineer, who shall be the Appellate Authority for the purpose of disposal of aforesaid cases.
- 3.0 All previous Orders issued in this behalf shall stand superseded.
- 4.0 These Orders shall be effective from the date of Publication of this Notification in the Official Gazette of Punjab Government.
- 5.0 Henceforth, all such pending cases shall be disposed of in accordance with these Orders.

Sd/-

(KRISHAN KUMAR) IAS

Principal Secretary to the Government of Punjab,
Department of Water Resources, Mines and Geology.

Proposed Process For Tawan Cases

S.No.	Procedure	Timeline
1	Any Canal Employee/Officer (Junior Engineer, Belder, Work mistri etc.) including Revenue Officers informs the Zilladar and SDO-cum-Collector about the occurrence of unauthorized use of water (through Canal-wire, email or any other digital means), clearly specifying the date, time, place and other information relevant along with technical data. If possible, the video evidence shall also be recorded.	T
2	After receiving the information the Zilladar along with Canal Patwari proceed for confirming the unauthorized irrigation. If confirmed, the Canal Patwari along with Zilladar goes for spotting, checking and measuring the area of unauthorised irrigation, to identify the violators and prepares the summary inquiry and initiates the Tawan Case (to be initiated by the Patwari).	T+2=T1
3	1. On the basis of initial report, SDO-cum-Collector, issues the Notice No. 1 to concerned irrigator for inviting objections (Notice period 14 days) and also issues the notice of date, time and place of hearing. 2. The Patwari shall also make an announcement in the local religious place and get the receiving of the same from the local religious head. 3. The Zilladar shall also lodge a report with the concerned Police Station.	T1+14=T2
4	Within the period of 14 days, the Zilladar scrutinizes the case and submits his report to the SDO-cum-Collector for final orders. 1. The SDO-cum-Collector shall hear and pass Order. 2. Order passed by SDO cum collector shall be communicated to the Zilladar for incorporation in the demand statements under rules.	T2+3=T3